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Attorney for Plaintiff
BYRON CHAPMAN

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

BYRON CHAPMAN,

Plaintiff,

v.

Original Joe's; O' Joes Inc., a California
Corp d.b.a. Original Joe's; Sainte Claire
Building LLC, a California Limited Liability
Co.

Defendants,

CASE NO. 3:18-CV-02451-RS

**STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER THEREON**

The Parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2).

IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action become and hereby is dismissed with prejudice and each side is to bear its own costs and attorneys' fees.

The parties' further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

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1 **IT IS SO STIPULATED.**

2 Respectfully Submitted,

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4 Dated: June 18, 2019

THOMAS E. FRANKOVICH, APLC

5 ***A PROFESSIONAL LAW CORPORATION***

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7 By: /s/ Thomas E. Frankovich

8 Thomas E. Frankovich

9 Attorneys for Plaintiff

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11 Dated: June 26, 2019

PATRICK STOKES

12
13 By: /s/Patrick Stokes

14 Patrick Stokes

15 Attorneys for Defendant

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17 Dated: June 26, 2019

JOSPEH WALL

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19 By: /s/Jospeh Wall

20 Joe Wall

21 Attorney for St. Claire Building LLC

1 **[proposed] ORDER**

2 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
3 Fed.R.Civ.P.41(a)(2) and each side is to bear its own costs and attorneys' fees. IT IS FURTHER
4 ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties'
5 Settlement Agreement and General Release should such enforcement be necessary.

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9 Dated: June 27, 2017



10 Honorable Judge Richard Seeborg
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